

Revised 5

250-1432  
24 June 1955

SECRET

21 June 1955

MEMORANDUM FOR THE RECORD

25X1

SUBJECT: Possible Legal Action in [ ] Case

25X1

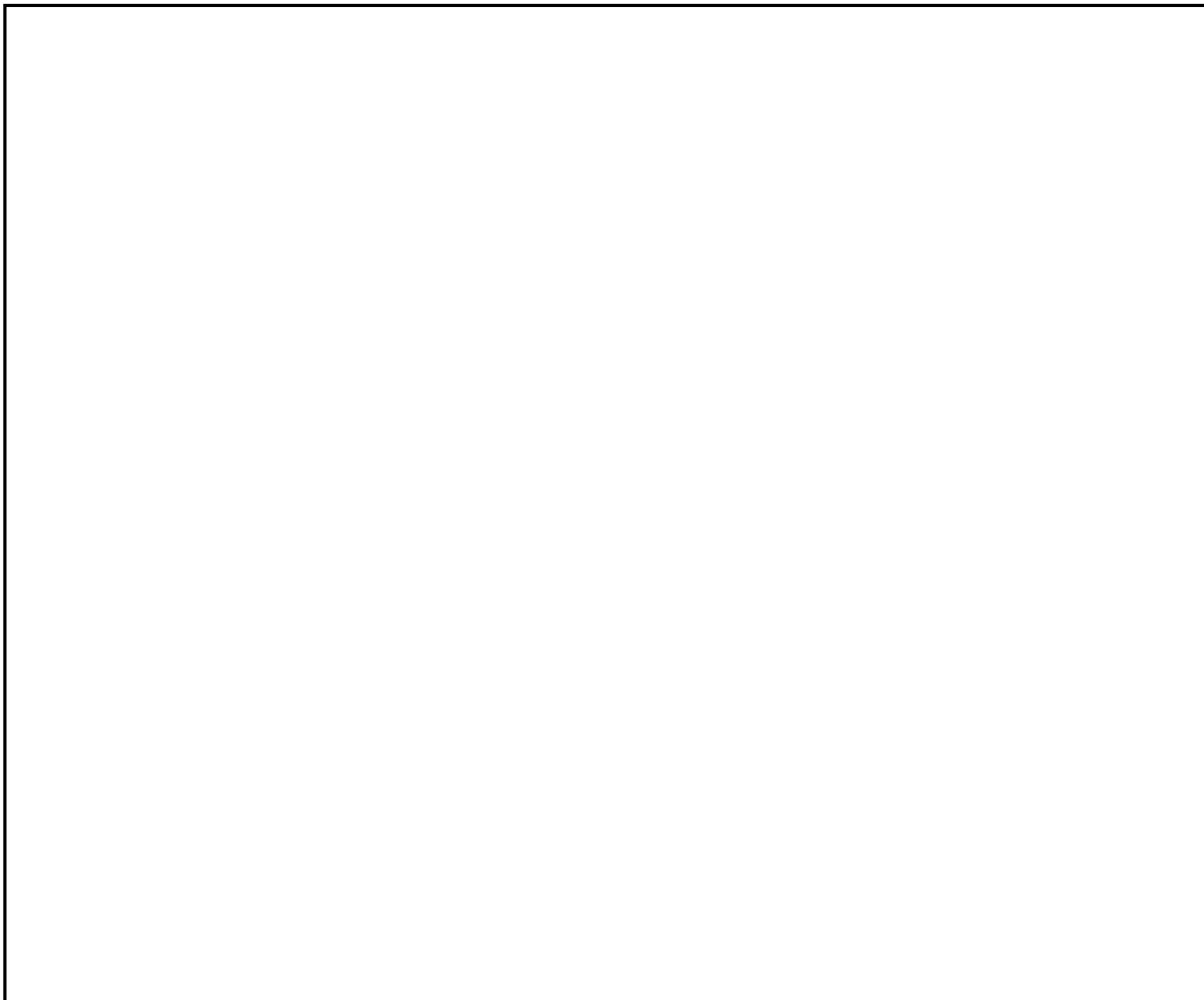
1. This memorandum is in confirmation of the discussion between [ ] of NEA Division and the undersigned on 20 June 1955 at which time [ ] made available various files pertaining to [ ]

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2. In summary the facts are as follows:

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3. Assuming that [ ] used government cameras and film in producing the pictures now in his possession and these published, all of the pictures involved are government property under general principles of law and specifically under paragraph 4 of his contract of 13 May 1954.

OGC Has Reviewed

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4. NSA has apparently not as yet decided upon a course of action as there are numerous operational factors which must enter into a decision. The following possible courses of action which might involve the legal advice of this office are suggested only in general terms and their further detailing must await decision of NSA as to which course of action is preferred.

- a. The pictures now in [ ] possession could be seized as United States Government property under proper legal process. 25X1
- b. If the pictures could not be located for seizure a civil suit could be brought to recover them and a subpoena issued requiring [ ] to bring them to court. 25X1
- c. If it can be proved that the published photographs were government property, civil suit could be brought against [ ] for any sum he may have received for his pictures. 25X1
- d. If on proper demand and notification that these pictures are U. S. Government property, [ ] refuses to deliver them it is possible criminal action might lie. 25X1
- e. Although we understand that the Security Office is investigating allegations that [ ] has revealed his CIA status, it does not appear that the pictures so far published contravene any security provisions of his contract. 25X1

5. If NSA decides upon a course of action which involves further legal activity this office will be most happy to provide advice and assistance as appropriate.

[ ]  
Office of General Counsel 25X1

Distribution:

Orig - NSA [ ] 25X1  
3 - OGC

subject ✓  
signer  
chrono

OGC: [ ]